THE HON'BLE MR JUSTICE V.V.S.RAO

-

WRIT PETITION NO : 19376 of 2005

-

Dated:13.09.2005

Between:

Tentu Rani, W/o.B.Suryanarayana,
R/o.Mugada Village, Badangi Mandal, Vijayanagaram District.

..... PETITIONER

AND

Joint Collector, Vizianagaram District, and others.

.....RESPONDENTS

ORDER:

The petitioner claims to be the successor to the agricultural land admeasuring Acs.8.09 cents in Survey No.71/3 of Ravipalem Village, Achuthapuram Mandal, Vizag District. She placed strong reliance on the proceedings dated 17.09.1971 issued in favour of the petitioner's grand father. Be that as it is, respondent Nos.4 to 6 herein appears to have filed a suit being O.S.No.64 of 1994 on the file of the Court of the Additional Junior Civil Judge, Anakapalli, for permanent injunction and obtained ad interim injunction based on the entries in the revenue records i.e., settlement account of Ravipalem showing one Mandal Appanna as the registered owner. After coming to know about this, the petitioner approached the Mandal Revenue Officer in January 2005 requesting to enquire into the matter and amend the entries in the village accounts, in vain. Therefore, the present writ petition is filed.

At the time of admission stage itself, the learned Assistant Government Pleader, on instructions submits that the land in Survey No.71/3 is registered in the name of Mandal Appanna who is the father of respondent Nos.4 and 5 and that pattadar pass book was not issued to anybody in view of the rival claims.

The submission made by the learned Assistant Government Pleader would show

that the grievance of the petitioner is not without any basis. Therefore, instead of keeping the writ petition pending, it is disposed of at the admission stage directing the third respondent, namely the Mandal Revenue Officer, Atchutapuram, to conduct enquiry after issuing notices to the petitioner and respondent Nos.4 to 6 and pass necessary orders regarding the rival claim of the parties. This exercise shall be completed within a period of four weeks from the date of receipt of a copy of this order.

The writ petition is accordingly disposed of. No costs.

_____

(V.V.S.RAO, J)

13.09.2005

Note: Issue C.C in one week.

B/o.

vs